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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

JOSHUA CHATWIN,

Plaintiff,

v.

DRAPER CITY; DRAPER CITY POLICE
DEPARTMENT; POLICE CHIEF MAC
CONNOLE; OFFICER J. PATTERSON, in
his individual and official capacity; OFFICER
DAVID HARRIS, in his individual and
official capacity; OFFICER HEATHER
BAUGH, in her individual and official
capacity; and JOHN DOES 1-10,

Defendants.

REQUEST TO SUBMIT FOR DECISION
RE PLAINTIFF'S MOTIONS IN LIMINE
TO EXCLUDE EXPERT TESTIMONY

Civil No. 2:14-cv-375
Judge Dale A. Kimball
Magis. Judge Dustin B. Pead

Pursuant to DUCivR 7-3, Plaintiff hereby submits his (1) Plaintiff's Motion in Limine to
Exclude Testimony and Reports of Chris Lawrence [Docket No. 68] ("Lawrence Motion"); and (2)

Plaintiff's Motion in Limine to Exclude Portions of Expert Testimony of Kenneth R. Wallentine [Docket No. 69] ("Wallentine Motion") for decision, and states the following:

1. Plaintiff filed his Lawrence Motion and Wallentine Motion on August 1, 2016.
2. Defendants filed their (1) *Daubert Motion in Limine* to Exclude Testimony of Proposed Expert Witness Walter Reichert, M.D. [Docket No. 65] ("Reichert Motion"); (2) *Daubert Motion in Limine* to Exclude Testimony of Proposed Expert Witness Trevor B. Petersen [Docket No. 66] ("Petersen Motion"); and (3) *Daubert Motion in Limine* to Exclude Testimony of Proposed Expert Witness Kirk Torgensen [Docket No. 67] ("Torgensen Motion") on August 1, 2016.
3. Plaintiff filed his responses to Defendants' Reichert Motion, Petersen Motion and Torgensen Motion on August 15, 2016.
4. Defendants failed to timely file any memoranda in opposition to Plaintiff's Lawrence Motion and Wallentine Motion by August 15, 2016.
5. Therefore, Plaintiff's Lawrence Motion and Wallentine Motion are fully briefed and ready for decision from the Court. Neither party has requested oral argument on this matter.

DATED this 16th day of August 2016.

CLYDE SNOW & SESSIONS

/s/ Lisa A. Marcy
Lisa A. Marcy
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of August 2016, I caused a true and accurate copy of the foregoing Request to Submit for Decision re Plaintiff's Motions in Limine to be filed via the Court's ECF system, which in turn sent copies to counsel of record in accordance with the Court's protocols.

/s/ Michelle Carter